



10-24-02 2877C PA/2800  
Attorney Docket No. 60046/JPW/PT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ASSISTANT COMMISSIONER FOR PATENTS  
Box CPA  
Washington, D.C. 20231

CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL

Sir:

This is a request for filing a  X  CONTINUATION   DIVISIONAL application under 37 CFR § 1.53(d), continued prosecution application (CPA) of pending prior application Serial No. 09/378,666 filed on August 20, 1999 of

David John Watson, Clive Patrick Ashley Catterall and Duncan Edward Stephenson for  
Inventor(s)

IMPROVEMENTS RELATING TO THE MEASUREMENT OF PARTICLE SIZE DISTRIBUTION  
Title of Invention

1.  X  Enter the unentered amendment previously filed on in the prior non-provisional application.
2.   A preliminary amendment is enclosed.
3.   A copy of the application as amended, which is believed to be in compliance with the Patent Office's electronic filing system requirements, is enclosed, and applicant hereby requests publication of the subject application based upon the copy of the amended application.
4.   A NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b) (2) (B) (i) IS ENCLOSED.
5.   This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53 (d) (4).
  - a.   DELETE the following inventor(s) named in the prior non-provisional application:  
\_\_\_\_\_
  - b.   The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
6.   A new power of attorney or authorization of agent is enclosed.

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7.        An Information Disclosure Statement (IDS) is enclosed.  
a.        PTO-1449  
b.        Copies of IDS Citations
8.   X   The prior application is assigned of record to Malvern Instruments Limited.
9.        Small entity status under 37 C.F.R. § 1.27 is claimed.  
       A verified statement to establish small entity status is enclosed.  
       A verified statement to establish small entity status was filed in the prior application and such status is still proper and desired.
10.   X   The filing fee is calculated as follows:

CLAIMS AS FILED, LESS ANY CLAIMS CANCELLED BY AMENDMENT

	NUMBER FILED		NUMBER EXTRA*		RATE		FEE	
					SMALL ENTITY	OTHER ENTITY	SMALL ENTITY	OTHER ENTITY
Total Claims	22-20		0	X	\$ 9	\$ 18	\$ 0	\$
Independent Claims	3-3		0	X	\$ 42	\$ 84	\$ 0	\$
Multiple Dependent Claims Presented <u>      </u> Yes <u>  X  </u> No					\$140	\$280	\$ 0	\$
*If the difference in Col. 1 is less than zero, enter "0" in Col. 2					BASIC FEE		\$ 370	\$ 740
					TOTAL FEE		\$ 740.00	

11.   X   A check in the amount of \$ 740.00 to cover the filing fee.
12.        Please charge Deposit Account No. 03-3125 in the amount of \$           .

13. X The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application, or credit any overpayment, to Deposit Account No. 03-3125.

X Any additional filing fees under 37 C.F.R. § 1.16.

X Any patent application processing fees under 37 C.F.R. §1.17.

14. X Address all future correspondence to:

John P. White  
Cooper & Dunham LLP  
1185 Avenue of the Americas  
New York, New York 10036

15. X Three copies of this sheet are enclosed.

16. X Other (identify):

Petition For An Extension Of Time Of Two Additional Months  
with a check in the amount of \$810.00 and Express Mail  
Certificate of Mailing bearing label number EL013824655US  
dated October 22, 2002.

Dated: October 22, 2002

Respectfully submitted,



John P. White  
Registration No. 28,678  
Attorney for Applicants  
Cooper & Dunham LLP  
1185 Avenue of the Americas  
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Dkt. 60046/JPW/PT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

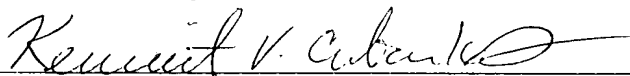
Applicants: David John Watson et al.  
Serial No.: 09/378,666 Examiner: S. Nguyen  
Filed : August 20, 1999 Group Art Unit: 2877  
For : IMPROVEMENTS RELATING TO THE MEASUREMENT OF  
PARTICLE SIZE DISTRIBUTION

Assistant Commissioner for Patents  
Box CPA  
Washington, D.C. 20231

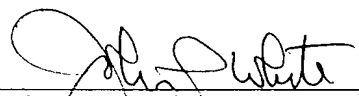
EXPRESS MAIL CERTIFICATE OF MAILING  
FOR ABOVE-IDENTIFIED CPA APPLICATION

"Express Mail" mailing label number: EL013824655US  
Date of Deposit: October 22, 2002

I hereby certify that the above-identified patent application which is a Continued Prosecution Application Under 37 C.F.R. §1.53(d) of U.S. Serial No. 09/378,666, filed August 20, 1999, including 3-page CPA Request Transmittal in triplicate, Petition For An Extension Of Time Of Two Additional Months with a check in the amount of \$810.00, a check in the amount of \$740.00 for the CPA filing fee, and return postcard, is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Box CPA, Washington, D.C. 20231.

  
Print Name: Kermit V Elbanks

Respectfully submitted,

  
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